

Marc B. Merklin (Admitted *Pro Hac Vice*)  
BROUSE MCDOWELL LPA  
388 S. Main Street, Suite 500  
Akron, OH 44311  
Telephone: 330-535-5711  
Facsimile: 330-253-8601

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

	)	
In re	)	Case No. 09-50026 (REG)
	)	(Jointly Administered)
General Motors Corp., <i>et al.</i>	)	
	)	Chapter 11
Debtors.	)	
	)	

**LIMITED OBJECTION OF MATERIAL MANAGEMENT SERVICES, INC. TO  
NOTICE OF (I) DEBTORS' INTENT TO ASSUME AND ASSIGN CERTAIN  
EXECUTORY CONTRACTS, UNEXPIRED LEASES OF PERSONAL PROPERTY,  
AND UNEXPIRED LEASES OF NONRESIDENTIAL REAL PROPERTY AND (II)  
CURE COSTS RELATED THERETO**

Material Management Services, Inc. ("MMS"), by and through their undersigned counsel, hereby submits this limited objection (the "Objection") to the Notice of (I) Debtors' Intent to Assume and Assign Certain Executory Contracts, Unexpired Leases of Personal Property, and Unexpired Leases of Nonresidential Real Property and (II) Cure Costs Related Thereto (the "Notice"). In support of its Objection, MMS states as follows:

1. On June 1, 2009, Debtors commenced these voluntary cases under chapter 11 of the Bankruptcy Code.
2. On June 2, 2009, this Court entered an order (the "Bidding Procedures Order") which, *inter alia*, approved procedures regarding Debtors' assumption and assignment of executory contracts.
3. On or about June 5, 2009 and pursuant to the Bidding Procedures Order, Debtors delivered the Notice to MMS indicating Debtors' intent to assume and assign certain of Debtors

agreements with MMS (the “MMS Assumed Contracts”). Debtors identify \$1,473,986.50 as the proposed cure amount for the MMS Assumed Contracts (the “Proposed Cure Amount”).

4. MMS has determined that the Proposed Cure Amount is less than the amount of prepetition defaults under the MMS Assumed Contracts. Specifically, the Proposed Cure Amount does not include \$54,342.57 in additional prepetition defaults (the “Additional Cure Amounts”). Attached as Exhibit A is a spreadsheet showing the Additional Cure Amount.

5. MMS has no objection to the assumption and assignment of the MMS Assumed Contracts so long as the Additional Cure Amount is similarly paid.

WHEREFORE, MMS respectfully requests that the Court enter an order compelling Debtors to increase the Proposed Cure Amount for the MMS Contracts to \$1,528,329.07.

DATED: June 11, 2009

Respectfully submitted,

/s/ Marc B. Merklin

Marc B. Merklin (Admitted *Pro Hac Vice*)

BROUSE McDOWELL

388 S. Main Street, Suite 500

Akron, OH 44311

330-535-5711

330-253-8601 (facsimile)

mmerklin@brouse.com

Attorneys for Material Management Services, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was served on this 11th day of June, 2009, via the Court's ECF system on those parties registered to receive notice.

/s/ Marc B. Merklin

Marc B. Merklin

751136